

**CITY OF CARROLLTON
MAYOR AND COUNCIL MEETING
MONDAY, MAY 3, 2004**

MINUTES

I. CALL TO ORDER

The Mayor and City Council met in regular session on Monday, May 3, 2004 at 6:00 p.m. in the Public Safety Annex Building, 115 West Center Street, Carrollton, Georgia. Mayor Garner called the meeting to order at 6:00 p.m.

Members present:

Mayor Wayne Garner

Councilmember Gerald Byrd

Councilmember Peter Balega

Councilmember Rusty Gray

II. INVOCATION

Councilmember Byrd offered the invocation.

III. MINUTES

Motion by Councilmember Gray, seconded by Councilmember Byrd to approve the minutes of the regular meeting on April 5, 2004. Motion passed, 4-0.

Motion by Councilmember Byrd, seconded by Councilmember Gray to approve the minutes of the special called meeting on April 28, 2004. Motion passed, 4-0.

IV. ITEMS OF DISCUSSION

1. Resolution 04 – 11: Repeal of Alcohol Server Identification Cards

City Manager Coleman presented a Resolution to repeal sections 6-58(i), 6-121, 6-122, and 6-123 of the City Code relating to employee identification cards for the sale, service, and handling of alcoholic beverages. City Manager Coleman explained that by repealing these codes the City would no longer require establishments to have their employees go through the background screening and fingerprinting as currently required. Further explaining that through our experience over the years with the alcohol server identification cards, we have found that the burden imposed by the employee identification card requirements far outweigh the benefits. City Manager Coleman noted that according to Deputy Chief Joel Richards and City Attorney Chuck Conerly, the City would continue to follow State Law regarding employees of alcohol serving establishments. Noting that if an issue arose, the responsibility/burden would fall on the Alcohol Licensee. Alcohol Licensees would still be required to meet the requirements as set forth in the City Code. Following a brief discussion, Motion by Councilmember Balega, seconded by Councilmember Gray to adopt Resolution 04-11: Repeal of Alcohol Server Identification Cards as presented. Motion passed, 4-0.

2. Public Hearing: Rezoning Request (Tabled April 5, 2004)

Petitioner: Ronnie Jordon

**Location: 3.13 Acres off Hays Mill Road, Beavers Street
and Nixon Street**

Mayor Garner announced that Petitioner Ronnie Jordan had withdrawn his rezoning request.

3. Public Hearing: Rezoning Request

Petitioner: John Moore for the Profile Group

Location: 394 Brumbelow Road

Community Development Director Tracy Dunnivant informed the Mayor and Council of the rezoning request by John Moore representing the Profile Group for 1.7 acres located at 394 Brumbelow Road. The property is currently zoned M-1 (Light Industrial) and the requested zoning is R-3 (High Density Residential). Director Dunnivant noted that the petitioner intends to construct fifteen apartments on the property. The Planning Commission has reviewed and recommended approval of the rezoning request with the condition that 114 feet of sidewalk be constructed on Lovvorn Road from the entrance to the development to Lovvorn Road's intersection with Brumbelow Road. At this time, Mayor Garner opened the public hearing for citizen input on the matter. Those speaking in favor: None. Those speaking opposed: None. There being no further comment, Mayor Garner closed the public hearing and inquired to Council's questions or motion on the matter. Motion by Councilmember Gray, seconded by Councilmember Byrd to approve the request from petitioner John Moore (representing the Profile Group) to rezone 1.7 acres located at 394 Brumbelow Road currently zoned M-1 (Light Industrial) to R-3 (High Density Residential) with the condition that 114 feet of sidewalk be constructed from the entrance of the development to Lovvorn Road's intersection with Brumbelow Road. Motion passed, 4-0.

4. Soil Erosion and Sedimentation Control Ordinance Revision

Director Dunnivant presented a revised Soil Erosion and Sedimentation Control Ordinance for adoption. Director Dunnivant explained that the revisions will allow the City to maintain its ability to issue land disturbance permits. The new revisions mandated by the State of Georgia include provisions related to the National Pollution Discharge Elimination System (NPDES) Phase II program. In addition, a clause was included in the revision to allow staff to revoke a permit if substantial land disturbing activities have not been performed within one year of the issuing date or if the land disturbance activities have not been performed within one year once they have begun. Director Dunnivant noted that this particular revision would give staff the position it needs to make sure erosion control measures are consistent with the latest adoption standards. Motion by Councilmember Byrd, seconded by Councilmember Gray to adopt the revisions of the Soil Erosion and Sedimentation Control Ordinance as presented. Motion passed, 4-0.

5. Skinner Building

City Manager Coleman reviewed the history of the City owned property located at 122 Bradley Street (Skinner Building). The City of Carrollton purchased the property in August 2001 for the price of \$252,000.00. At that point in time, it was the desire of the Mayor and Council to create a records archive center with assistance from anticipated grant funds, perhaps in conjunction with the Carroll County Board of Commissioners. In addition to an archive center, the center would also serve as support for downtown redevelopment activities. A recent appraisal valued the property at \$365,000.00. City Manager Coleman requested direction from the Council on the building, noting that the building had been vacant since the 2001 purchase. City Manager Coleman reviewed

the following options regarding the property: 1) Sell the property. 2) Lease the property. 3) Continue with plans to renovate the property for a records archive center. Councilmember Balega expressed concerns over needed roof repairs to the building and how the building worked into the plan for a future parking lot and courthouse expansion and/or construction. Main Street Director Rebecca Ferguson stated that an Archives Committee was created by the previous Mayor and Council to look at similar successful archive projects in other cities. Director Ferguson reported that the committee had discussed a mixed used facility, including archives and office space. Following a lengthy discussion regarding future plans for parking and the proposed construction of a new courthouse, Mayor Garner requested Councilmembers Balega and Gray serve as a sub-committee with the Main Street Board to discuss and propose a future use for the property.

6. Mayor and Council Announcements

- Mayor Garner expressed appreciation to Community Development Director Tracy Dunnavant, Main Street Director Rebecca Ferguson, and Main Street Board of Directors Chairman Russell Shadrix for their efforts in making Mayfest (Saturday, May 1, 2004) very successful.
- Mayor Garner congratulated Councilmember Elect Mandy Maierhofer. Councilmember-Elect Maierhofer will take the Office of Ward IV Councilmember at the first meeting in August 2004.
- Mayor Garner introduced Mr. Tim Grizzard as the Assistant City Manager. Assistant City Manager Grizzard stated he appreciated the opportunity and looked forward to the challenges ahead.
- Councilmember Balega reminded everyone of the Water Quality Commission Meeting on Tuesday, May 18, 2004 at 6:00 p.m. at City Hall.

7. City Manager Announcements

Mayor and Council Meeting Live Video Feed

City Manager Coleman reported Charter Cable Company's preliminary estimate of \$20,000.00 to provide the City of Carrollton Mayor and Council Meetings via live video feed to a public access channel. Mayor Garner requested City Manager Coleman to continue efforts with Charter Cable Company to provide a public access channel. Mayor Garner expressed appreciation to Mr. Dillard Buchanan for his efforts in video recording the meetings and having them broadcast on the State University of West Georgia Television Channel. Mr. Buchanan stated that the citizens deserved a Public Access Channel.

8. Citizen Comments

There were none.

V. ADJOURNMENT

There being no other business before the Mayor and Council, Mayor Garner adjourned the meeting at 6:35 p.m.

*Respectfully submitted by
Libby R. Duke, Deputy City Clerk*